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Attorneys for Plaintiffs and Putative Class

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION**

LD, et al.,

Plaintiffs,

v.

United Behavioral Health, Inc., et al.,

Defendants.

Case No.: 4:20-cv-02254-YGR

**DECLARATION OF AARON MODIANO
IN SUPPORT OF PLAINTIFFS' NOTICE
OF MOTION, MOTION, AND
MEMORANDUM OF POINTS AND
AUTHORITIES IN SUPPORT OF
RENEWED MOTION FOR CLASS
CERTIFICATION**

1 I, Aaron Modiano, an attorney, declare under penalty of perjury, that the following is true
2 and correct, based on my personal knowledge:

3 1. I am an attorney at law duly licensed to practice before all courts in the State of
4 Florida and admitted *pro hac vice* in this matter. I am of counsel at Arnall Golden Gregory LLP,
5 a counsel of record for Plaintiffs in the instant action.

6 2. Attached hereto and marked as Exhibit 1 is a true and correct copy of the Expert
7 Report of Research and Planning Consultants;

8 3. Attached hereto and marked as Exhibit 2 is a true and correct copy of the Expert
9 Report of Mark Hall;

10 4. Attached hereto and marked as Exhibit 3 is a true and correct copy of the Expert
11 Report of Robert Ohsfeldt;

12 5. Attached hereto and marked as Exhibit 4 is a true and correct copy of the
13 transcript from the 30(b)(6) deposition of Rebecca Paradise;

14 6. Attached hereto and marked as Exhibit 5 is a true and correct copy of the
15 transcript from the 30(b)(6) deposition of Kathy Praxmarer;

16 7. Attached hereto and marked as Exhibit 6 is a true and correct copy of the
17 transcript from the deposition of Jacqueline Kienzle;

18 8. Attached hereto and marked as Exhibit 7 is a true and correct copy of the
19 transcript from the 30(b)(6) deposition of Sean Crandell;

20 9. Attached hereto and marked as Exhibit 8 is a true and correct copy of the
21 transcript from the 30(b)(6) deposition of Joan Borsten;

22 10. Attached hereto and marked as Exhibit 9 is a true and correct copy of the
23 transcript from the deposition of Jolene Bradley;

1 11. Attached hereto and marked as Exhibit 10 is a true and correct copy of the
2 transcript from the deposition of Radames Lopez;

3 12. Attached hereto and marked as Exhibit 11 is a true and correct copy of the
4 transcript from the 30(b)(6) deposition of Creyna Franco;

5 13. Attached hereto and marked as Exhibit 12 is a true and correct copy of the
6 transcript from the 30(b)(6) deposition of Denise Strait;

7 14. Attached hereto and marked as Exhibit 13 is a true and correct copy of the
8 transcript from the deposition of BW;

9 15. Attached hereto and marked as Exhibit 14 is a true and correct copy of
10 Declaration of Sean Crandell;

11 16. Attached hereto and marked as Exhibit 15 is a true and correct copy of the
12 Declaration of Thomas Ralston;

13 17. Attached hereto and marked as Exhibit 16 is a true and correct copy of
14 Declaration of Creyna Franco;

15 18. Attached hereto and marked as Exhibit 17 are true and correct copies of summary
16 plan descriptions produced by United;

17 19. Attached hereto and marked as Exhibit 18 are true and correct copies of
18 verification of benefits produced by Summit Estate;

19 20. Attached hereto and marked as Exhibit 19 are true and correct copies of summary
20 excerpts from IBAAG screenshots produced by United;

21 21. Attached hereto and marked as Exhibit 20 are true and correct copies of summary
22 experts from transcripts of verification of benefit calls produced by United;

23 22. Attached hereto and marked as Exhibit 21 is a true and correct composite of
24 explanations of benefits produced by United;

1 23. Attached hereto and marked as Exhibit 22 a true and correct composite of
2 provider remittance advices produced by United;

3 24. Attached hereto and marked as Exhibit 23 are true and correct composite of
4 patient advocate department letters produced by United and MultiPlan;

5 25. Attached hereto and marked as Exhibit 24 is a true and correct composite of
6 explanations of methodology produced by United and MultiPlan;

7 26. Attached hereto and marked as Exhibit 25 are true and copies of Powerpoint
8 Presentations produced by United and MultiPlan Documenting Viant Savings;

9 27. Attached hereto and marked as Exhibit 26 are true and correct composite
10 explanations of methodology produced by United and MultiPlan;

11 28. Attached hereto and marked as Exhibit 27 is a true and correct composite of
12 explanations of benefits and provider remittance advices produced by United and Plaintiffs;

13 29. Attached hereto and marked as Exhibit 28 is a true and correct copy of MPI-
14 0016819;

15 30. Attached hereto and marked as Exhibit 29 is a true and correct copy of MPI-
16 0014879;

17 31. Attached hereto and marked as Exhibit 30 is a true and correct copy of MPI-
18 0016580;

19 32. Attached hereto and marked as Exhibit 31 is a true and correct copy MPI-
20 0014844;

21 33. Attached hereto and marked as Exhibit 32 is a true and correct copy of MPI-
22 0015753;

23 34. Attached hereto and marked as Exhibit 33 is a true and correct copy of MPI-
24 0015933;

1 35. Attached hereto and marked as Exhibit 34 is a true and correct copy of MPI-
2 0016593;

3 36. Attached hereto and marked as Exhibit 35 is a true and correct copy of MPI-
4 0016794;

5 37. Attached hereto and marked as Exhibit 36 is a true and correct copy of
6 UHC000015587;

7 38. Attached hereto and marked as Exhibit 37 is a true and correct copy of MPI-
8 0008890;

9 39. Attached hereto and marked as Exhibit 38 is a true and correct copy of
10 UHC000038587;

11 40. Attached hereto and marked as Exhibit 39 is a true and correct copy of
12 UBH000003011;

13 41. Attached hereto and marked as Exhibit 40 is a true and correct copy of
14 PLD0003006;

15 42. Attached hereto and marked as Exhibit 41 is a true and correct copy of
16 UHC000197899;

17 43. Attached hereto and marked as Exhibit 42 is a true and correct copy of
18 UHC000071826;

19 44. Attached hereto and marked as Exhibit 43 is a true and correct copy of MPI-
20 0008643;

21 45. Attached hereto and marked as Exhibit 44 is a true and correct copy of MPI-
22 0000488;

23 46. Attached hereto and marked as Exhibit 45 is a true and correct copy of MPI-
24 0007803;

1 47. Attached hereto and marked as Exhibit 46 is a true and correct copy of MPI-
2 0012799;

3 48. Attached hereto and marked as Exhibit 47 is a true and correct copy of MPI-
4 0002008;

5 49. Attached hereto and marked as Exhibit 48 is a true and correct copy of MPI-
6 0014299;

7 50. Attached hereto and marked as Exhibit 49 is a true and correct copy of
8 UHC000296122;

9 51. Attached hereto and marked as Exhibit 50 is a true and correct copy of MPI-
10 0009603;

11 52. Attached hereto and marked as Exhibit 51 is a true and correct copy of Optum's
12 Behavioral Health Reimbursement Policy;

13 53. Attached hereto and marked as Exhibit 52 is a true and correct copy of
14 UHC000091861;

15 54. Attached hereto and marked as Exhibit 53 is a true and correct copy of MPI-
16 0009435;

17 55. Attached hereto and marked as Exhibit 54 is a true and correct copy of
18 UHC00131783;

19 56. Attached hereto and marked as Exhibit 55 is a true and correct copy of
20 UHC00030972;

21 57. Attached hereto and marked as Exhibit 56 is a true and correct copy of
22 UHC000091543;

1 I declare under the penalty of perjury under the laws of the District of Columbia that the
2 foregoing is true and correct, and I signed this declaration on July 16, 2023 in
3 Washington, D.C.

4
5 /s/ Aaron R. Modiano

6 Aaron R. Modiano, Esq.
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